

ARTICLE 53

(Zoning Bylaw Amendment: Island Perimeter Restrictions)

To see if the Town will vote to amend Section 139-22 of the Code of Nantucket, Island perimeter restrictions, section C.

As is:

Temporary moratorium on new docks piers and wharves in the RC District. Notwithstanding the provision of Subsection B above, no new docks, piers and wharves, including extensions of new or enlarged docks, piers and wharves, the extension of existing docks, piers or wharves and the addition or creation of new appurtenant structures (defined as floats or ramps) for existing docks, piers or wharves shall be constructed in the RC District, except those docks, wharves and piers approved by the Nantucket Conservation Commission as of April 11, 2005, and / or future docks, wharves and piers of governmental or public entities. Nothing herein shall prohibit nor regulate the repair, maintenance or replacement of any dock, pier or wharf lawfully existing or permitted by the Nantucket Conservation Commission as of April 11, 2005, so long as such dock, pier or wharf is not extended nor any new appurtenant structures are added thereto. This moratorium shall remain in effect until December 31, 2006 while the town of Nantucket updates Harbor Plans for both Nantucket and Madame Harbors.

Replace with the following:

Temporary moratorium on new docks, piers and wharves in the RC District. Notwithstanding the provision of Subsection n B above, no new docks, piers and wharves, including extension of new or enlarge docks, piers and wharves, the extension of existing docks, piers or wharves, and the addition or creation of new appurtenant structures (defined as floats and ramps) for existing docks piers or wharves shall be constructed in the RC District except those docks, wharves and piers permitted by Massachusetts General Laws, Chapter 91 or approved by the Nantucket Conservation Commission of July 31, 2005 and where a private pier previously existed on the premise. Nothing herein shall prohibit nor regulate the repair, maintenance or replacement of any dock, pier or wharf lawfully existing so long as such dock, pier or wharf is not extended nor any new appurtenant structures are added thereto. This Moratorium shall remain in effect until April 2009, while the town of Nantucket updates its Harbor Plans for both Nantucket and Madaket Harbors.

(Leo Asadoorian, et al)